

BBH:jrv
07/19/84

RESOLUTION NO. 89-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF MILL CREEK, WASHINGTON, RELATING TO THE
FILLING OF VACANT COUNCIL POSITIONS.

WHEREAS, Title 35A RCW requires the City Council to appoint a qualified person to fill a vacancy on the Council, until a person is elected at the next regular municipal election, to fill the remainder of the unexpired term, and

WHEREAS, the City Council of the City of Mill Creek is desirous of establishing a procedure in advance of the occurrence of a vacancy, now, therefore,

THE CITY COUNCIL OF THE CITY OF MILL CREEK, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Upon notice that a vacancy has occurred or will occur, the Council shall set a date after the effective date of the vacancy to nominate and appoint a qualified person to fill the vacancy. The date set shall be a regular or special meeting of the City Council.

Section 2. The City Clerk shall cause notice of the date of the meeting to be posted in accordance with Ordinance No. 1 of the City of Mill Creek and to be sent to each local newspaper of general circulation in the City, and to each local radio or television station which has on file a written request to be notified of special meetings in accordance with the provisions of RCW 42.30. The notice shall invite all qualified

persons who would desire to be appointed to the vacant position to indicate their desire by informing the Council in writing.

Section 3. No particular form of application shall be required so long as the signature of the person desiring appointment is included. The person may submit additional material indicating his/her qualifications for the position. All material submitted shall be made available for public inspection. Applications and supporting material shall be accepted until 5:00 P.M. of the day three (3) business days prior to the date set by the Council for consideration of the appointment.

Section 4. The Council may, in its discretion, interview those persons who have indicated their desire to be appointed to the vacant position. Such interviews shall be conducted in an open public meeting in accordance with RCW 42.30, provided, however, the Council, in its discretion, may exclude applicants who have not been interviewed.

Section 5. Upon completion of the interviews, and prior to nominations, the Council may adjourn the meeting to an executive session pursuant to RCW 42.30.110.

Section 6. The nominations and appointment shall be conducted in an open public meeting. Only those persons who have indicated their desire for appointment in writing pursuant to Section 3 of this Resolution shall be eligible for nomination. Those persons receiving at least one (1) vote in the first ballot shall be deemed nominated for the purpose of future ballots and for appointment by the Mayor should the Council be unable to reach a decision within thirty (30) days of

the occurrence of the vacancy, provided, if the Council has been unable to reach an agreement after seven (7) ballots, nominations shall be reopened to add additional names. Those persons added shall be eligible for appointment by the Mayor. Nominations shall be reopened on every seventh (7th) ballot thereafter.

Section 7. Voting shall be conducted in an open public meeting on a ballot provided by the City Clerk. All ballots shall be signed by the Councilmember and marked with a number identifying the sequence of the vote. The person appointed must receive a majority vote of the entire remaining Council. All ballots shall be collected by the City Clerk and tabulated. The City Clerk shall announce the names of those receiving a vote and the number of votes received. All ballots shall be retained by the City Clerk as part of the record and shall be available for public inspection at the close of the meeting.

RESOLVED this 24th day of July, 1984.

APPROVED:

Sid Hanson
MAYOR, SID HANSON

ATTEST/AUTHENTICATED:

Michele Schutz
CITY CLERK, MICHELE SCHUTZ

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
RESOLUTION NO. 89-10